

## REVISED NOTICE OF PUBLIC HEARING

D.T.E. 03-40

Petition of Boston Gas Company d/b/a KeySpan Energy Delivery New England, pursuant to General Laws Chapter 164, § 94, and 220 C.M.R. §§ 5.00 et seq. for a general increase in gas rates.

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Boston Gas Company d/b/a KeySpan Energy Delivery New England (“Company”) has filed a petition with the Department of Telecommunications and Energy (“Department”) seeking a \$61.3 million increase in its base rates for firm gas customers. The petition also includes a request for approval of a price cap performance-based rate plan under which the Company proposes to adjust its rates annually for five years. This notice is revised to provide corrected winter season bill impact information for residential gas heating customers.

If the Company's petition is approved, the proposed rates will result in:

- a 9.59 percent increase in the Company's annual total revenues;
- an approximate increase of \$4.42 per month (12.6 percent) for residential gas non-heating customers using 20 therms per month in the winter season; and
- an approximate increase of \$14.60 per month (10.0 percent) for residential gas heating customers using 120 therms per month in the winter season.

Bill impacts for commercial and industrial customers will vary. For specific impacts, please contact the Company as indicated below.

The Department has docketed this matter as D.T.E. 03-40 and suspended the effective date of the rate increase until November 1, 2003, in order to investigate the propriety of the Company's request.

A copy of the petition is available for public viewing during regular business hours at the following locations: Boston Public Library (Main Branch, Copley Square); East Brookfield Public Library; Hingham Public Library; Lynn Public Library (Main Branch, North Common Street); the offices of the Company, 52 Second Avenue, Waltham, Massachusetts; and at the offices of the Department, One South Station - 2<sup>nd</sup> Floor, Boston, Massachusetts 02110. The petition is also available on the Department's Website, <http://www.mass.gov/dpu>. For further information on the Company's petition, please contact Company representative Patricia Crowe, KeySpan Energy Division, 52 Second Avenue, Waltham, Massachusetts 02451, (781)-466-5131.

The Department has scheduled the following public hearings to receive comment on the Company's proposal:

**Monday, May 19, 2003 - City of Boston, 7:00 p.m.**

Department of Telecommunications and Energy - Hearing Room A  
One South Station - 2<sup>nd</sup> Floor  
Boston, Massachusetts

**Tuesday, May 20, 2003 - Town of Acton, 7:00 p.m.**

Acton Town Hall - Room 204  
472 Main Street  
Acton, Massachusetts

**Wednesday, May 21, 2003 - City of Lynn, 7:00 p.m.**

Northshore Community College - MBTA Garage Room T-102  
Market and Brook Streets  
Lynn, Massachusetts

**Thursday, May 22, 2003 - City of Quincy, 7:00 p.m.**

Quincy City Hall - City Council Chambers  
1305 Hancock Street  
Quincy, Massachusetts

Persons interested in commenting on the Company's filing may appear at the public hearing or file written comments with the Department by the close of business (5:00 p.m.) on

**Thursday, May 22, 2003.** A procedural conference will be held in Boston at the Department's offices at 11:00 a.m. on **Friday, May 23, 2003.**

Any person who desires to participate in the evidentiary phase of this proceeding must file a written petition for leave to intervene with Mary L. Cottrell, Secretary, Department of Telecommunications and Energy, One South Station - 2<sup>nd</sup> Floor, Boston, Massachusetts 02110,

not later than 5:00 p.m. on **Friday, May 16, 2003**. A petition for leave to intervene must satisfy the timing and substantive requirements of 220 C.M.R. § 1.03. Receipt by the Department, not mailing, constitutes filing and determines whether a petition has been timely filed. A petition filed late may be disallowed as untimely, unless good cause is shown for waiver pursuant to 220 C.M.R. § 1.01(4). To be allowed, a petition under 220 C.M.R. § 1.03(1) must satisfy the standing requirements of G.L. c. 30A § 10.

Where possible, written comments or petitions to intervene also should be submitted to the Department in electronic format using one of the following methods: (1) by e-mail attachment to [dte.efiling@state.ma.us](mailto:dte.efiling@state.ma.us) or (2) on a 3.5" disk, IBM-compatible format. The text of the e-mail or the disk label must specify: (1) the docket number of the proceeding (D.T.E. 03-40), (2) name of the person or company submitting the filing, and (3) a brief descriptive title of the document. The electronic filing should also include the name, title and phone number of a person to contact in the event of questions about the filing. Text responses should be written in either Word Perfect (naming the document with a ".wpd" suffix), in Microsoft Word (naming the document with a ".doc" suffix), or as an Adobe PDF file (naming the document with a ".pdf" suffix). Data or spreadsheet responses should be compatible with Microsoft Excel. All written pleadings or comments submitted in electronic format will be posted on the Department's Website, <http://www.mass.gov/dpu>.

REVISED ORDER OF NOTICE

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Boston Gas Company d/b/a KeySpan Delivery New England ("Company") is required to publish the attached legal notice in either the Boston Globe or the Boston Herald, and in the Lynn Daily Item, the Fitchburg-Leominster Sentinel and the Worcester Telegram, once at least (7) days prior to May 19, 2003. Publication of the Revised Notice of Public Hearing is in lieu of republication of the Notice of Public Hearing issued by the Department on April 23, 2003.

The Company is required to make return of service and publication at the time of the first public hearing.

By Order of the Department,

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Mary L. Cottrell, Secretary